

**Department of Marine Resources**  
**NOTICE OF AGENCY RULE-MAKING PROPOSAL**

**RULE TITLE OR SUBJECT:** Chapter 55.90 Menhaden Pilot Program

**CONCISE SUMMARY:** The Menhaden Pilot Program is proposed to be extended for two years from the current sunset date of June 1, 2010 to June 1, 2012. No other amendments are proposed.

**STATUTORY AUTHORITY:** 12 M.R.S. §6171

**PUBLIC HEARING:** Monday, April 5, 2010, 6:00pm, DMR Large Conference Room, 194 McKown Pt Rd, West Boothbay Harbor

**DEADLINE FOR COMMENTS:** April 15, 2010

*To ensure consideration, comments must include your name and the organization you represent, if any. Please be aware that any risk of non-delivery associated with submissions by fax or e-mail is on the sender.*

**AGENCY CONTACT PERSON:** Lt. Jon Cornish (207-633-9595)

**Mail Written Comments to:**

<b>AGENCY NAME:</b>	Department of Marine Resources, attn L. Churchill
<b>ADDRESS:</b>	PO Box 8, West Boothbay Harbor, Maine 04575-0008
<b>WEB SITE:</b>	<a href="http://www.maine.gov/dmr/rulemaking/">http://www.maine.gov/dmr/rulemaking/</a>
<b>E-MAIL:</b>	<a href="mailto:laurice.churchill@maine.gov">laurice.churchill@maine.gov</a>
<b>TELEPHONE:</b>	(207) 633-9584
<b>FAX:</b>	(207) 633-9579
<b>TTY:</b>	(207) 633-9500 (Deaf/Hard of Hearing)
<b>Hearing facilities:</b>	If you require accommodations due to disability, please contact Amanda Beckwith, at (207) 287-7578.

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***Additional information:***

*On January 11, 2010 Terry Stockwell, DMR Director of External Affairs reported to the Legislature's Marine Resources Committee on the initial year for the Menhaden Pilot Program. Given the quiet summer in 2009 they concurred that the Department continue to regulate menhaden through the rulemaking process rather than by legislative involvement and simply extend the program in regulation by two years to give the program time to determine it's effectiveness should the menhaden arrive in Maine waters. If needed the program could be amended again to shorten or lengthen if needed prior to June 1, 2012 or before that date.*

***Proposed rulemaking – see underlined or ~~deleted~~ text below:***

55.90 Menhaden Pilot Program

***Note: No changes are proposed to sections (1, 2 or 3, only section 4)***

1. Areas
2. Area Limitations
3. Suspension of rules
4. This regulation expires June 1, 2012-2010.